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09051549 #4

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE (DO/US)

Application of:

Luis A. Fernandez

Serial No: 09/051,549

Filed: April 9, 1998

For: FEMININE GARMENT
PROVIDING A SEXUALLY
STIMULATING EFFECT

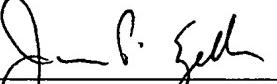
Group Art Unit: To be assigned

Examiner: To be assigned



I hereby certify that this paper is being deposited with the United States Postal Service as first class mail, postage prepaid, in an envelope addressed to: Assistant Commissioner for Patents, Box PCT, Washington, DC 20231 on this date:

March 19, 1999


James P. Zeller
Reg. No. 28,491

PETITION UNDER 37 C.F.R. 1.136(a)

Assistant Commissioner for Patents

Adjustment date 01/10/1999 WCLAYBRO
03/29/1999 PWDLPE 00000007 09051549
02 FC:154 Washington, DC 20231
-130.00 OP

Sir:

Applicants, by their attorney, petition for a one-month extension of time to file a response to the Notification of Missing Requirements Under 35 U.S.C. § 371 in the United States Designated/Elected Office (DO/EO/US) dated January 26, 1999.

Submitted herewith is the patent application processing fee of \$55.00.

Any additional required fee may be charged or any overpayment credited, to our

Deposit Account No. 13-2855.

03/29/1999 PWDLPE 00000007 09051549

01 FC:215
02 FC:154

55.00 OP
130.00 OP

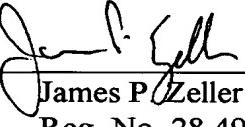
Respectfully submitted,

MARSHALL, O'TOOLE, GERSTEIN,
MURRAY & BORUN

March 19, 1999

05/10/1999 WCLAYBRO 00000128 09051549

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By 
James P. Zeller
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE (DO/US)

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Examiner: To be assigned)


James P. Zeller
Reg. No. 28,491

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS

Assistant Commissioner for Patents
Box PCT
Washington, D.C. 20231

Sir:

This paper is in response to the "Notification of Missing Requirements Under 35 U.S.C. § 371 in the United States Designated/Elected Office (DO/EO/US)" dated January 26, 1999. This response is timely filed, as it is accompanied by a petition for automatic extension of time to file in the first month, and the requisite fee.

Submitted herewith is a direct translation of the Spanish language international application, along with a substitute preliminary amendment, our check in the amount of \$130 to cover the processing fee, and a copy of the Notification of January 26, 1999.

The "Notice of Defective Translation" accompanying the notification of missing requirements found the original translation defective for the following reasons:

"Claim 5 indicated in international application, but not in the specification.

The pages do not correspond to those of the international application.

There is no summary (page 7) in the international application."

In response, it is noted that the accompanying declaration includes a claim 5 as present in the international application.

The comment that the pages do not correspond to those of the international application is not understood, as there is no requirement that the pages of a direct translation correspond to those of the international application.

Finally, it is noted that the international application as filed included, as a page 8, a summary. In the international application as published, on the other hand, the summary appears on the cover page of the publication.

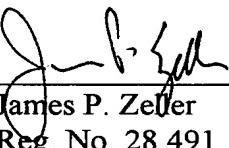
The accompanying substitute preliminary amendment enters the amendments made with the preliminary amendment accompanying the original filing of this U.S. national phase application, and further makes editorial revisions to the accompanying translation.

Respectfully submitted,

MARSHALL, O'TOOLE, GERSTEIN,
MURRAY & BORUN

March 19, 1999

By _____


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